

Other Crimes, Wrongs, or Acts — Evidence of other crimes, wrongs, or acts is not admissible to prove the character of a person in order to show action in conformity therewith. It may, however, be admissible for other purposes, such as proof of motive, opportunity, intent, preparation, plan, knowledge, identity, or absence of mistake or accident...

(3) Here, some of the other lawsuits against the City of Worcester involved some of the same officers at issue in this case and involved strikingly similar allegations as those made by Plaintiff. Therefore, other wrongs or acts set forth by those victims may be used to show motive, opportunity, intent, preparation, plan, knowledge or absence of mistake or accident depending on the testimony of the Defendant officers at trial.

(4) Under these circumstances, and particularly if Defendants deny ever engaging in such wrongful conduct, the Court should allow the Defendants to be cross-examined with the fact that they have been accused of similar conduct by other plaintiffs

WHEREFORE, Plaintiff requests that the Court deny Defendants' motion in limine as to excessive force lawsuits.

Respectfully submitted,

PLAINTIFF DANIEL HOUDE,

By his attorney,

/s/ Timothy J. Perry

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Certificate Regarding Service

I hereby certify that this document was served upon all counsel of record by the Court's ECF system.

Date: January 28, 2008

/s/ Timothy J. Perry

Timothy J. Perry